IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

COMPANY PETITION NO.123 OF 2007
CONNECTED WITH
COMPANY APPLICATION NO.126 OF 2007

In the matter of Scheme of Amalgamation between Sterlite Telecom Limited and Sterlite Telelink Limited and Sterlite Optical Technologies Limited

Sterlite Telecom Limited ..Petitioner.

WITH
COMPANY PETITION NO.124 OF 2007
CONNECTED WITH
COMPANY APPLICATION NO.127 OF 2007

In the matter of Scheme of Amalgamation between Sterlite Telecom Limited and Sterlite Telelink Limited and Sterlite Optical Technologies Limited

Sterlite Telelink Limited ..Petitioner.

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Mr. Rajesh Shah for the Petitioner.
Mr. C.J. Joy for the Regional Director.
Mr. Ramakantha, Dy. Official Liquidator present.

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CORAM: **DR. D.Y. CHANDRACHUD, J.**

16th April, 2007.

P.C. :

1. The sanction of the Court is sought under the provisions of Sections 391 to 394 of the Companies Act, 1956 to a scheme of

amalgamation. Both the transferors are Petitioners before the Court in Company Petitions 123 of 2007 and 124 of 2007 and are wholly owned subsidiaries of the transferee. Convening and holding of meetings of the shareholders, secured creditors and unsecured creditors and the filing of a petition by the transferee was dispensed with by an order dated 23rd February, 2007. Both the transferor companies are stated to have obtained consents of the shareholders. The Court has been informed by the counsel that there are no secured creditors and individual notices were served on the unsecured creditors.

2. The Regional Director has stated before the Court through counsel that all the requisitions served on the company have been complied with and that there is no objection to the scheme of amalgamation. In the circumstances, there is no reason why the scheme as proposed should not be sanctioned. The Petitions are accordingly made absolutely in terms of prayer clauses (a) to (c).

3. The Petitioner to pay costs of Rs.2,500/- each to the Regional Director and the Official Liquidator within four weeks.

4. Filing and issuance of drawn up order is dispensed with.

All authorities concerned to act on an authenticated copy of this order issued by the office of this Court.